

House File 428 - Introduced

HOUSE FILE 428

BY R. OLSON

A BILL FOR

1 An Act relating to installment agreements entered into with a
2 county attorney or the centralized collection unit of the
3 department of revenue.

4 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

1 Section 1. Section 321.210A, subsection 1, Code 2011, is
2 amended by adding the following new paragraph:

3 NEW PARAGRAPH. *d.* When a person has entered into an
4 installment agreement pursuant to section 321.210B and
5 during the period of the agreement the department receives
6 notification from an insurance carrier that the person's
7 insurance was canceled or terminated pursuant to section
8 321A.22 or proof of financial responsibility is no longer on
9 file with the department for such a person as required by
10 section 321A.17, the department shall suspend the person's
11 driver's license. The person's license shall be reinstated
12 upon receipt of proof of financial responsibility for the
13 person.

14 Sec. 2. Section 321.210B, subsection 5, Code 2011, is
15 amended to read as follows:

16 5. Upon receipt of the report from the clerk of the district
17 court, ~~and~~ payment of the reinstatement fee as provided in
18 section 321.191, and proof of financial responsibility as
19 defined in section 321A.1, the department shall immediately
20 reinstate the driver's license of the person unless the
21 driver's license of the person is otherwise suspended, revoked,
22 denied, or barred under another provision of law.

23 Sec. 3. Section 321.210B, subsection 6, Code 2011, is
24 amended by striking the subsection.

25 Sec. 4. Section 321.210B, Code 2011, is amended by adding
26 the following new subsection:

27 NEW SUBSECTION. 9A. Upon notification from an
28 insurance carrier that a person's insurance was canceled or
29 terminated pursuant to section 321A.22 or proof of financial
30 responsibility is no longer on file with the department as
31 required by section 321A.17, the department shall suspend
32 the driver's license of the person as provided in section
33 321.210A. For purposes of suspension and reinstatement of the
34 driver's license of the person, the suspension and subsequent
35 reinstatement shall be considered a suspension pursuant to

1 section 321.210A.

2

EXPLANATION

3 This bill relates to installment agreements entered into
4 with a county attorney or the centralized collection unit of
5 the department of revenue by a person whose driver's license has
6 been suspended for failure to pay a fine, penalty, surcharge,
7 or court cost.

8 A person required to file proof of financial responsibility
9 with the department of transportation to operate a motor
10 vehicle under Code chapter 321A and who enters into an
11 installment agreement pursuant to Code section 321.210B, shall
12 file and maintain proof of financial responsibility with the
13 department of transportation under the bill. If the insurance
14 is canceled or terminated or proof of financial responsibility
15 is no longer on file with the department of transportation
16 while the person has entered into an installment agreement, the
17 bill requires the person's driver's license to be suspended
18 under Code section 321.210A.

19 "Proof of financial responsibility" is defined in Code
20 section 321A.1(11).